

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

Robert Fischer, Stephanie Lukis, and)	
Tiffany Adams, individually and on behalf)	
of all others similarly situated,)	Case No. 1:19-cv-04892
)	
Plaintiffs,)	Hon. Judge Gary Feinerman
)	
v.)	Magistrate Judge M. David Weisman
)	
Instant Checkmate LLC,)	
)	
Defendants.)	

**DEFENDANT INSTANT CHECKMATE LLC’S UNOPPOSED MOTION FOR LEAVE TO
FILE EXHIBIT TO ITS MOTION TO COMPEL ARBITRATION UNDER SEAL**

Defendant Instant Checkmate LLC (“Instant Checkmate”) respectfully moves this Court, pursuant to Federal Rule of Civil Procedure 26(c) and Local Rule 26.2, for leave to file under seal Exhibit 5 to the Declaration of Debbie Berman in support of Instant Checkmate’s Motion to Compel Arbitration. In support of this motion, Instant Checkmate states as follows:

1. Today, April 16, 2021, Instant Checkmate filed a Motion to Compel Arbitration and memorandum in support of this motion. Exhibit 5 to the Declaration of Debbie Berman in support of this motion are documents that plaintiff Tiffany Adams has produced and designated as Confidential under the protective order in place in this case. *See* Dkt. No. 99.

2. Accordingly, pursuant to Local Rule 26.2(c), Instant Checkmate has provisionally filed these exhibits under seal.

3. As the Seventh Circuit has recognized, a Court may keep documents or portions thereof under seal if “there is good cause for sealing a part or the whole of the record.” *Citizens First Nat’l Bank of Princeton v. Cincinnati Ins. Co.*, 178 F.3d 943, 945 (7th Cir. 1999); *see also* Local Rule 26.2(b) (applying “good cause” standard). Accordingly, the Court may seal filings if

there are “legitimate concerns of confidentiality.” *Grove Fresh Dist., Inc. v. Everfresh Juice Co.*, 24 F.3d 893, 898 (7th Cir. 1994)

4. Here, Exhibit 5 to the Declaration of Debbie Berman in support of Instant Checkmate’s Motion to Compel Arbitration are documents that Adams has produced and designated as confidential and good cause exists to file these documents under seal.

5. Plaintiffs’ counsel has indicated that he does not oppose this request.

WHEREFORE, Instant Checkmate respectfully requests the Court enter an order granting it leave to file Exhibit 5 to the Declaration of Debbie Berman in support of its Motion to Compel Arbitration under seal.

Dated: April 16, 2021

Respectfully submitted,

INSTANT CHECKMATE LLC

By: /s/ Debbie L. Berman

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LLC*

CERTIFICATE OF SERVICE

I, Debbie L. Berman, certify that on April 16, 2021, I caused the foregoing document to be electronically filed with the Clerk of the Court using the CM/ECF system, which will then send a Notice of Electronic Filing to all counsel of record.

/s/ Debbie L. Berman
Debbie L. Berman